

**BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building, 4TH Floor
Des Moines, Iowa 50319
eab.iowa.gov**

DUWAINE A REDFIELD

Claimant

: **APPEAL NUMBER:** 23B-UI-01636

: **ALJ HEARING NUMBER:** 23A-UI-01636

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**EMPLOYMENT APPEAL BOARD
DECISION**

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NOTICE

THIS DECISION BECOMES FINAL unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT IS FILED WITHIN 30 days** of the date of the Board's decision.

A **REHEARING REQUEST** shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

SECTION: 96.4-3, 24.22-3

DECISION

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

The law was changed by the Iowa legislature back on June 8, 2021. This law now expressly says that seasonal highway workers who are on weather-related layoff may not have to look for work. Iowa Code §96.4(3)(b). This change makes clear that people who are not highway workers *do* have to look for work while on seasonal layoff. Even high skilled workers on seasonal layoff do not get the benefit of this provision unless they are on layoff from *highway work* for seasonal weather conditions. The only exception is if the layoff lasts four weeks or fewer.

James M. Strohman

Ashley R. Koopmans

RRA/fnv

Myron R. Linn